

Message Text

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ACTION OES-07

INFO OCT-01 EUR-12 ISO-00 IO-13 NRC-05 FEA-01 ACDA-07

CIAE-00 INR-07 L-03 NSAE-00 NSC-05 EB-08 DODE-00

SS-15 SP-02 /086 W

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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC 3228

INFO USERDA HQ WASHDC

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USIAEA

DEPT PASS IO/SCT

EO 11652: NA

TAGS: AORG, CON, IAEA, TECH, PARM

SUBJECT: SAFEGUARDS IN RELATION TO TECHNICAL ASSISTANCE

REF: (A) VIENNA 7115, (B) VIENNA 7827, (C) VIENNA 6949,
(D) VIENNA 6700, (E) STATE 180971

1. REF A, PARA 4, INDICATED THAT SECRETARIAT PLANNED TO ISSUE A DOCUMENT, DESCRIBING PROPOSED AGENCY POLICY RE APPLICATION OF SAFEGUARDS IN RELATION TO TECHNICAL ASSISTANCE, FOR CONSIDERATION AT SEPTEMBER BOARD. REF B, PARA 6, INDICATED THAT BECAUSE CONSULTATIONS WITH MEMBER STATES HAD FAILED TO PRODUCE A CONSENSUS ON SECRETARIAT DRAFT, DG WOULD NOT ISSUE DOCUMENT FOR THIS BOARD AND WOULD INSTEAD ENCOURAGE CHAIRMAN TO PROPOSE DEFERMENT OF BOARD DISCUSSION THIS ITEM TO LATER DATE.

2. SECRETARIAT DECISION NOT TO RELEASE ITS DRAFT

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DOCUMENT WAS BASED ON COMMENTS OF ARGENTINA (REPORTED REF C) AND CHILE. LATTER COMMENTS, WHICH WERE NOT RECEIVED BY SECRETARIAT UNTIL 18 AUGUST, TAKE STRONG POSITION AGAINST LEAVING OPEN POSSIBILITY OF REQUIRING SAFEGUARDS IN RELATION TO SCIENTIFIC VISITS AND FELLOWSHIPS. CHILE PROPOSED TO MODIFY A NUMBER OF PARAS IN SECRETARIAT DRAFT TO REMOVE EXPLICIT

OR IMPLICIT REFERENCE TO SCIENTIFIC VISITS AND FELLOWSHIPS IN CONTEXT OF SAFEGUARDS REQUIREMENTS, AND TO DELETE ALTOGETHER LAST TWO PARAS OF PAPER WHICH DEAL DIRECTLY WITH PROVISIONS APPLICABLE TO SCIENTIFIC VISITS AND FELLOWSHIPS. ENGLISH TRANSLATIONS OF LETTER CONTAINING COMMENTS OF ARGENTINA AND CHILE HAVE BEEN OBTAINED, AND ARE BEING POUCHED TO ACDA (MS. LINDA GALLINI), STATE (V. ADLER), AND ERDA (J. AMMONS).

3. ON 6 SEPTEMBER MISOFFS MET WITH BOARD CHAIRMAN CISSE AT HIS REQUEST. CISSE, WHO HAD MET EARLIER IN DAY WITH REP OF CHILE, EXPRESSED HOPE THAT HE COULD CONVINCE DEVELOPING STATES THAT IT WAS IN THEIR INTEREST FOR BOARD MEMBERS TO REACH CONSENSUS AND THEREBY PERMIT SEPTEMBER 23 BOARD TAKE ACTION SINCE DELIVERY OF ASSISTANCE IN CERTAIN AREAS WOULD OTHERWISE BE DEAYED FURTHER. ACCORDINGLY, CISSE HAD SCHEDULED A PRE-BOARD INFORMAL CONSULTATION FOR 3:00 P.M. SEPTEMBER 21, THIS SUBJECT. IF CONSENSUS CAN BE REACHED AT THAT TIME, CISSE PLANS TO SUBMIT CONSENSUS DRAFT FOR BOARD CONSIDERATION AT ITS SEPTEMBER 23 MEETING. THIS INFORMATION SUPERSEDES REF B, PARA 6.

4. FOR SEPTEMBER 21 CONSULTATION, CISSE WILL USE JULY 15 DRAFT AS BASIS FOR DISCUSSION. THIS DRAFT IS BASED ON INFORMAL CONSENSUS REACHED AT TIME OF LIMITED OFFICIAL USE

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JUNE BOARD IN NEGOTIATIONS AMONG REPS OF U.S., PAKISTAN, EGYPT, AND INDIA (SEE REF D), AND DOES NOT INCORPORATE COMMENTS RECEIVED FROM MEMBERSTATES REPORTED REF C. THUS, ARGENTIAN AND CHILE CAN BE EXPECTED TO MAKE COMMENTS REPORTED RESPECTIVELY IN REF C AND PARA 2 ABOVE. MISSION PLANS AT SEPTEMBER 21 CONSULTATION TO RESPOND TO ARGENTINE COMMENTS ON BASIS OF POSITION DESCRIBED REF C, WHICH WAS ENDORSED BY DEPARTMENT IN REF E; MISSION PLANS TO OPPOSE IN STRONGEST TERMS CHILEAN PROPOSAL TO DELETE REFERENCES IN DOCUMENT TO SCIENTIFIC VISITS AND FELLOWSHIPS.

5. IF CONSENSUS NOT REACHED AT SEPTEMBER 21 MEETING, CISSE WILL ENDEAVOR TO REMOVE SUBJECT FROM BOARD AGENDA, NOTING NEED FOR FURTHER INFORMAL CONSULTATION. IN THIS EVENT, ADG FISCHER HAS CONFIRMED THAT SECRETARIAT PLANS ABSENT EXPLICIT INSTRUCTIONS TO CONTRARY FROM BOARD, TO CONTINUE CURRENT AGENCY DE FACTO POLICY, WHICH IS TO HOLD WITHOUT ACTION TA REQUESTS INVOLVING SENSITIVE TECHNOLOGY, INCLUDING REQUESTS FOR SCIENTIFIC VISITS AND FELLOWSHIPS, UNLESS APPLICANT IS

NPT PARTY OR WILLING TO CONCLUDE APPROPRIATE
SAFEGUARDS AGREEMENT.

6. REGARDING ARGENTINE PROPOSAL TO DELETE HEAVY
WATER FROM LIST OF SENSITIVE TECHNOLOGIES (SEE REF C),
IT MAY BE OF INTEREST TO NOTE THAT IN RECENT
MEETING IN VIENNA OF LA MEMBER STATES MEXICO REPORTEDLY
OBJECTED TO THIS ARGENTINE POSITION.

7. MISSION BELIEVES POSITIONS IT PROPOSES TO TAKE
AT SEPTEMBER 21 MEETING AS DESCRIBED PARA 4 ABOVE ARE
CONSISTENT WITH EARLIER INSTRUCTIONS THIS SUBJECT (REF E).
UNLESS INSTRUCTED TO CONTRARY, MISSION WILL ASSUME
DEPARTMENT CONCURRENCE. LABOWITZ
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Message Attributes

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Decaption Date: 01-Jan-1960 12:00:00 am
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